Plaintiff(s) Counsel: Ken Soh, Esq. THE LANIER LAW FIRM, PC 6810 FM 1960 West Houston, Texas 77069 (T) 713-659-5200 (F) 713-659-2204

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO DIVISION)

IN RE: BEXTRA AND OMARKETING SALES PRODUCT LIABILITY	RACTICES AND) Case Specific No: 06-CV-04482) MDL NO. 1699) District Judge: Charles R. Breyer
BEVERLY WILHITE an	d JACK WILHITE, Plaintiff(s),))))) STIPULATION AND ORDER OF) DISMISSAL WITH PREJUDICE
v. PFIZER INC., ET AL.,	Defendants.	

Come now the Plaintiffs, BEVERLY WILHITE and JACK WILHITE, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action, only, with prejudice with each side bearing its own attorneys' fees and costs.

DATED: March 16, 2009

By:

Ken/Soh, Esq.

THE LANIER LAW FIRM, PC 6810 FM 1960 West

Houston, Texas 77069

(T) 713-659-5200

(F) 713-659-2204

Counsel for Plaintiff(s).

DATED: <u>April 15</u> , 2009	By:	Michelle Sadowsky, Esq. DLA PIPER US LLP 1251 Avenue of the Americas New York, New York 10020-1104 (T) 212-335-4625 (F) 212-884-8675 Pfizer Defendants' Liaison Counsel.
DATED:, 2009	Ву:	Charles W. Cohen, Esq. Wilfred P. Coronato, Esq. Hughes Hubbard & Reed LLP 101 Hudson Street, Suite 3601 Jersey City, New Jersey 07302-3601 (T) 201-946-5700 Counsel for Merck.

PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED.

Dated: April 23, 2009

